

AMENDMENTS TO LB 313

Introduced by Appropriations.

1 1. Strike the original sections and insert the following
2 new sections:

3 Section 1. APPROPRIATION LANGUAGE.

4 There are hereby appropriated, for FY2009-10 and
5 FY2010-11, the amounts specified in this act, or so much as may
6 be necessary, for the salaries and benefits of officers of the
7 Nebraska state government.

8 Sec. 2. DEFINITION OF APPROPRIATION PERIOD.

9 For purposes of this act, FY2009-10 means the period
10 beginning July 1, 2009, and ending June 30, 2010, and FY2010-11
11 means the period beginning July 1, 2010, and ending June 30, 2011.

12 Sec. 3. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

13 The definitions contained in the Nebraska Accounting
14 System Manual, and any amendments thereto, on file with the Clerk
15 of the Legislature are hereby adopted by the Legislature as the
16 definitions for this act, except as provided in section 21 of this
17 act.

18 Sec. 4. DRAWING AND PAYING WARRANTS.

19 The Director of Administrative Services shall draw
20 warrants upon the proper fund in the state treasury for an amount
21 not to exceed the appropriations set forth in this act upon
22 presentation of proper documentation. The State Treasurer shall pay
23 the warrants out of the appropriate funds.

1 Workers' compensation premium assessments shall not be
2 paid from the programs listed in this act.

3 Sec. 5. AGENCY NO. 5 - SUPREME COURT

4 Program No. 3 - Supreme Court Judges' Salaries

	FY2009-10	FY2010-11
6 GENERAL FUND	1,112,173	1,124,134
7 PROGRAM TOTAL	1,112,173	1,124,134
8 SALARY LIMIT	951,170	951,170

9 Sec. 6. AGENCY NO. 5 - SUPREME COURT

10 Program No. 4 - Court of Appeals Judges' Salaries

	FY2009-10	FY2010-11
12 GENERAL FUND	916,170	926,844
13 PROGRAM TOTAL	916,170	926,844
14 SALARY LIMIT	774,525	774,525

15 Sec. 7. AGENCY NO. 5 - SUPREME COURT

16 Program No. 5 - Retired Judges' Salaries

	FY2009-10	FY2010-11
18 GENERAL FUND	107,864	110,255
19 PROGRAM TOTAL	107,864	110,255
20 SALARY LIMIT	103,187	104,196

21 The budget division of the Department of Administrative
22 Services is hereby authorized to administratively transfer General
23 Fund appropriations among Programs 3, 4, 5, 6, and 7 within Agency
24 5, upon written certification by the State Court Administrator
25 that excess appropriations are available and are necessary to pay
26 retired judges' salaries or are necessary to adjust for program
27 shortfalls in Agency 5, Programs 3, 4, 6, and 7. The Salary Limit

1 for Agency 5, Program 5, may be administratively increased for any
2 transfers made to Program 5 pursuant to this section.

3 Sec. 8. AGENCY NO. 5 - SUPREME COURT

4 Program No. 6 - District and Juvenile Court Judges'
5 Salaries

	FY2009-10	FY2010-11
6 GENERAL FUND	9,636,060	9,732,075
7 PROGRAM TOTAL	9,636,060	9,732,075
8 SALARY LIMIT	8,299,791	8,299,791

10 Sec. 9. AGENCY NO. 5 - SUPREME COURT

11 Program No. 7 - County Court Judges' Salaries

	FY2009-10	FY2010-11
12 GENERAL FUND	8,286,602	8,372,811
13 PROGRAM TOTAL	8,286,602	8,372,811
14 SALARY LIMIT	7,092,994	7,092,994

16 Sec. 10. AGENCY NO. 7 - GOVERNOR

17 Program No. 2 - Salary - Governor

	FY2009-10	FY2010-11
18 GENERAL FUND	140,858	142,849
19 PROGRAM TOTAL	140,858	142,849
20 SALARY LIMIT	105,000	105,000

22 Sec. 11. AGENCY NO. 8 - LIEUTENANT GOVERNOR

23 Program No. 8 - Salary - Lieutenant Governor

	FY2009-10	FY2010-11
24 GENERAL FUND	106,692	108,716
25 PROGRAM TOTAL	106,692	108,716
26 SALARY LIMIT	75,000	75,000

1 Sec. 12. AGENCY NO. 9 - SECRETARY OF STATE

2 Program No. 9 - Salary - Secretary of State

3		FY2009-10	FY2010-11
4	GENERAL FUND	111,006	112,282
5	PROGRAM TOTAL	111,006	112,282
6	SALARY LIMIT	85,000	85,000

7 Sec. 13. AGENCY NO. 10 - AUDITOR OF PUBLIC ACCOUNTS

8 Program No. 10 - Salary - Auditor of Public Accounts

9		FY2009-10	FY2010-11
10	GENERAL FUND	115,901	117,694
11	PROGRAM TOTAL	115,901	117,694
12	SALARY LIMIT	85,000	85,000

13 Sec. 14. AGENCY NO. 11 - ATTORNEY GENERAL

14 Program No. 11 - Attorney General's Salary

15		FY2009-10	FY2010-11
16	GENERAL FUND	128,054	129,913
17	PROGRAM TOTAL	128,054	129,913
18	SALARY LIMIT	95,000	95,000

19 Sec. 15. AGENCY NO. 12 - STATE TREASURER

20 Program No. 12 - Salary - State Treasurer

21		FY2009-10	FY2010-11
22	GENERAL FUND	115,280	117,018
23	PROGRAM TOTAL	115,280	117,018
24	SALARY LIMIT	85,000	85,000

25 Sec. 16. AGENCY NO. 14 - PUBLIC SERVICE COMMISSION

26 Program No. 14 - Salaries of Public Service Commissioners

27		FY2009-10	FY2010-11
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1	GENERAL FUND	492,909	504,807
2	PROGRAM TOTAL	492,909	504,807
3	SALARY LIMIT	375,000	375,000

4 Sec. 17. AGENCY NO. 15 - BOARD OF PARDONS AND BOARD OF
5 PAROLE

6 Program No. 320 - Board of Parole Salaries

7		FY2009-10	FY2010-11
8	GENERAL FUND	482,260	497,925
9	PROGRAM TOTAL	482,260	497,925
10	SALARY LIMIT	360,351	369,352

11 Sec. 18. AGENCY NO. 16 - DEPARTMENT OF REVENUE

12 Program No. 13 - Tax Commissioner

13		FY2009-10	FY2010-11
14	GENERAL FUND	178,887	184,825
15	PROGRAM TOTAL	178,887	184,825
16	SALARY LIMIT	138,830	142,236

17 It is the intent of the Legislature that if the
18 appropriation or the salary limit is insufficient in this program
19 to meet anticipated expenditures, the Tax Commissioner shall
20 request additional funds or a higher salary limit, or both, from
21 the Legislature by the usual deficit process. The appropriation
22 or the salary limit shall not be administratively increased solely
23 by the Department of Administrative Services without legislative
24 authorization.

25 Sec. 19. AGENCY NO. 37 - NEBRASKA WORKERS' COMPENSATION
26 COURT

27 Program No. 526 - Judges' Salaries

	FY2009-10	FY2010-11
1		
2 CASH FUND	1,045,994	1,055,784
3 PROGRAM TOTAL	1,045,994	1,055,784
4 SALARY LIMIT	879,834	879,834

5 Sec. 20. AGENCY NO. 37 - NEBRASKA WORKERS' COMPENSATION
6 COURT

7 Program No. 635 - Retired and Acting Judges' Salaries

	FY2009-10	FY2010-11
8		
9 CASH FUND	55,267	55,267
10 PROGRAM TOTAL	55,267	55,267
11 SALARY LIMIT	51,339	51,339

12 Sec. 21. LIMITATION ON SALARIES, WAGES, AND PER DIEMS.

13 (1) As used in this act:

14 (a) SALARY LIMIT means total expenditures for permanent
15 and temporary salaries and per diems; and

16 (b) Total expenditures for permanent and temporary
17 salaries and per diems means all remuneration paid to employees
18 treated as taxable compensation by the Internal Revenue Service
19 or subject to social security coverage, specifically including
20 payments accounted for as vacation, holidays, sick leave, military
21 leave, funeral leave, maternity leave, administrative leave,
22 compensatory time, deferred compensation, or any other similar
23 form, and amounts withheld pursuant to law, but excluding state
24 contributions for social security, retirement, and employee
25 insurance plans.

26 (2) Total expenditures for permanent and temporary
27 salaries and per diems are limited to the amount provided by law

1 for constitutional officers.

2 (3) The limitation on expenditures for permanent and
3 temporary salaries and per diems for FY2009-10 shall be increased
4 by certified encumbrance amounts from FY2008-09 for permanent and
5 temporary salaries and per diems. The limitation on expenditures
6 for permanent and temporary salaries and per diems for FY2010-11
7 shall be increased by certified encumbrance amounts from FY2009-10
8 for permanent and temporary salaries and per diems. Encumbered
9 amounts shall be calculated in accordance with section 81-138.01.

10 Sec. 22. This act becomes operative on July 1, 2009.

11 Sec. 23. Since an emergency exists, this act takes effect
12 when passed and approved according to law.